

MEETINGS TO DATE 16  
NO. OF REGULARS 15  
NO. OF SPECIALS 1

LANCASTER, NEW YORK  
AUGUST 6, 1984

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 6th day of August, 1984, at 8:00 P.M. and there were:

PRESENT: STANLEY JAY KEYSA, SUPERVISOR  
RONALD A CZAPLA, COUNCILMAN  
ROBERT H. GIZA, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN  
JOHN T. MILLER, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK  
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY  
ROBERT LABENSKI, TOWN ENGINEER  
THOMAS E. FOWLER, CHIEF OF POLICE

BID OPENINGS:

None

PUBLIC HEARINGS:

None

OFFICIAL REPORTS:

None

COMMITTEE REPORTS - ACTIONS AND DIRECTIVES:

None

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board held  
July 16, 1984, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon uannimously adopted. .

August 6, 1984

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, it is in the public interest to contract with dog  
enumerators in order to insure the proper licensing of unlicensed dogs in  
the Town of Lancaster, all of which recommendations are set forth in the  
letter from the Dog Control Officer dated May 21, 1984,

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Lancaster contract with the following  
Dog Enumerator, which contract has been approved by the Town Attorney, upon  
terms and conditions as set forth therein and under the direction and  
supervision of the Dog Control Officer:

Timothy Berst  
14 Christen Court  
Lancaster, New York 14086

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 6, 1984

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, LURA BALLAGH, 47 Salisbury Avenue, Blasdell, New York,  
the contract vendee of a parcel of land at 5895 Genesee Street, Town of  
Lancaster, which property is located on the south side of Genesee Street,  
east of Gunville Road, has petitioned the Town Board of the Town of Lancaster  
for the rezone of said property, from an RC-Residence Restricted Business  
District to an SA-Suburban Agricultural District, and

WHEREAS, the petition has been referred to the Planning Board of the  
Town of Lancaster for its recommendation and report,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of  
the State of New York, a public hearing on the proposed rezone will be held at  
the Town Hall, 21 Central Avenue, Lancaster, New York, on the 20th day of  
August, 1984, at 8:00 o'clock P.M., Local Time, and that Notice of the time and  
place of such hearing be published in the Lancaster Bee, a newspaper of  
general circulation in said Town, and be posted on the Town Bulletin Board  
and that a copy of such Notice of Hearing be referred to the Erie County  
Division of Planning, pursuant to Section 239(m) of the General Municipal  
Law, which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 6, 1984

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 6th day of August, 1984, the said Town Board will hold a Public Hearing on the 20th day of August, 1984, at 8:00 O'clock P.M., Local Time at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from an RC-Residence Restricted Business District to an SA-Suburban Agricultural District:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot No. 9, Section 6, Township 11, Range 6 of the Holland Land Company's Survey and bounded as described as follows:

BEGINNING at the intersection of the center line of Genesee Street and 125 feet east of Gunville Road, a westerly line of said Lot No. 9, with a northerly line of said lot, thence southerly along said westerly line of Lot NO. 9, 300 feet; thence easterly parallel with the north line of Lot No .9, 1200 feet more or less to the east line of said lot; thence northerly along the easterly line of said lot, 300 feet to the north of said lot; thence westerly along the north line of said lot, 1200 feet more or less to the point of beginning.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

August 6, 1984

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, Petroleum Security Corporation has applied to the Public Service Commission for the construction of a pipeline system and gathering facilities over their access rights-of-way to service industrial customers at lower cost than is presently being provided by National Fuel Gas Corporation, and

WHEREAS , these facilities may materially lower costs to industries in the Town of Lancaster area thereby making them more competitive and increasing employment opportunities to the residents of the Town of Lancaster;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby memorializes the Public Service Commission to take favorable action upon the application of Petroleum Security Corporation to approve the construction of the pipeline system and gathering facilities to serve industrial gas users in this area, and

BE IT FURTHER

RESOLVED, that the Town Clerk forward a certified copy of this resolution to Petroleum Security Corporation and to the Public Service Commission.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 6, 1984

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, the Town Board by resolution dated July 16, 1984 appointed Agnes A. Donner, 56 So. Penora Street, Depew, New York 14043 to the contingent permanent position of Police Clerk in the Police Department of the Town of Lancaster pending a vacancy existing therein by virtue of the granting of permanent status to Carol A. Armstrong in the position of Sr. Clerk Typist in the Highway Department, and

WHEREAS, Carol A. Armstrong has declined to accept the position of Sr. Clerk Typist in the Highway Department of the Town of Lancaster thereby eliminating any vacancy in the position of Police Clerk in the Police Department of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the resolution of the Town Board of the Town of Lancaster adopted on July 16, 1984 appointing Agnes A. Donner, 56 So. Penora Street, Depew, New York 14043 to the position of contingent permanent Police Clerk in the service of the Police Department of the Town of Lancaster be and is hereby rescinded and the provisions contained therein are hereby declared null and void.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN MILLER	VOTED YES
SUPERVISOR KEYSA	VOTED YES

The resolution was thereupon unanimously adopted.

August 6, 1984

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT;

WHEREAS, the Executive Director of the Youth Bureau, by letter dated August 3, 1984, has recommended the appointment of ELIZABETH MARTINO to the position of tutor for the Youth Bureau's Tutorial Program, which is part of the Youth Services Budget, due to the replacement of Katherine Daddario,

NOW, THEREFORE, BE IT

RESOLVED, that ELIZABETH MARTINO, 5631 Genesee Street, Lancaster, New York 14086, be and is hereby appointed to the position of Tutor, part-time temporary, for work with the Town of Lancaster Youth Bureau in their Tutorial Program, at an hourly rate of \$4.00 per hour, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

August 6, 1984



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, LURA D. BALLAGH, 47 Salisbury Ave-ue, Blasdell, New York,  
the contract vendee of a parcel of land at 5895 Genesee Street, Town of  
Lancaster, which is located on the south side of Genesee Street east of  
Gunville Road, has made application for a Special Use Permit for a Picnic  
grove and golf course with banquet facilities in an SA-Suburban Agricultural  
District, as provided for in Section 50-27(A)(9)(d) of the Code of the Town  
of Lancaster, and

WHEREAS, this application has been referred to the Planning Board  
of the Town of Lancaster for its recommendation and report;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 50-122 and 50-123 of the Code of  
the Town of Lancaster, a public hearing on the proposed Special Use Permit  
will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the  
20th day of August, 1984, at 8:30 o'clock P.M., Local Time, and that Notice  
of the time and place of such hearing be published in the Lancaster Bee, a  
newspaper of general circulation in said Town, and be posted on the Town  
Bulletin Board, and that a copy of such Notice of Hearing be referred to the  
Erie County Division of Planning, pursuant to Section 239(m) of the General  
Municipal Law, which Notice shall be in form attached hereto and made a part  
hereof.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon uannimously adopted.

August 6, 1984

LEGAL NOTICE  
PUBLIC HEARING  
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the authority set forth in Sections 50-122 and 50-123 of the Code of the Town of Lancaster and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 6th day of August, 1984, the said Town Board will hold a Public Hearing on the 20th day of August, 1984, at 8:30 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York to hear all interested persons upon the application for a Special Use Permit for a Picnic Grove and Golf Course with Banquet Facilities, upon the following described real property, locally known as 5895 Genesee Street in the Town of Lancaster:

ALL THAT TRACT OR PARCEL OF LAND, together with improvements thereon, situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot No. 9, Section 6, Township 11 and Range 6, of the Holland Land Company's survey, and bounded and described as follows:

COMMENCING on the northwest corner of said Lot Number Nine and running thence southerly on the west line of said Lot Number Nine, fifty-eight (58) chains and fifty (50) links to the southwest corner of said Lot Number Nine, thence easterly along the south line of Lot Number Nine, twenty (20) chains to the southeast corner of said Lot Number Nine; thence westerly along the north line of said Lot Number Nine, about twenty (20) chains to the place of beginning and containing one hundred and eighteen (118) acres of land, be the same more or less.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

August 6, 1984

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Highway Superintendent, by letter dated July 23, 1984 to the Supervisor of the Town of Lancaster, has requested the appointment of Mary Condello, 209 Calumet Street, Depew, New York 14043 to the position of Part-time Secretary in the office of the Highway Superintendent for a period not to exceed 19 hours per week, and

WHEREAS, the Supervisor, by letter dated July 23, 1984, has implemented this appointment effective July 24, 1984.

NOW, THEREFORE, BE IT

RESOLVED, that Mary Condello, 209 Calumet Street, Depew New York 14043 be and is hereby appointed to the position of Part-time Sr. Clerk Typist in the office of the Highway Superintendent of the Town of Lancaster effective July 24, 1984, and

BE IT FURTHER

RESOLVED, that Mary Condello will be compensated at a rate of \$6.31 per hour for each hour worked and the total hours each week shall not exceed 19 hours.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 6, 1984

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Town Board, by resolution dated July 16, 1984  
appointed Carol A. Armstrong, 72 Wayne Street, Depew, New York 14043 to the  
provisional position of Sr. Clerk Typist in the Highway Department of the  
Town of Lancaster effective August 13, 1984, and

WHEREAS, Carol A. Armstrong has notified the Highway Superintendent  
of the Town of Lancaster that she does not wish to accept this appointment to  
the position of Sr. Clerk Typist.

NOW, THEREFORE, BE IT

RESOLVED, that the resolution of the Town Board of the Town of  
Lancaster adopted on July 16, 1984, appointing Carol A. Armstrong, 72 Wayne  
Street, Depew, New York 14043 to the position of Sr. Clerk Typist of the  
Highway Department of the Town of Lancaster be and is hereby rescinded and  
any provisions contained therein be and are hereby declared null and void.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN MILLER	VOTED YES
SUPERVISOR KEYSA	VOTED YES

The resolution was thereupon unanimously adopted.

August 6, 1984

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc., by  
letter dated July 14, 1984, has requested confirmation of one (1) new  
member duly elected to the membership of the Town Line Volunteer Fire  
Department, Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby  
confirms the membership of the following individual in the Town Line  
Volunteer Fire Department, Inc.:

Russell Allen  
11025 Broadway  
Alden, New York 14004

The question of the adoption of the foregoing resolution was  
duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED  
 BY COUNCILMAN KWAK , WHO MOVED  
 ITS ADOPTION, SECONDED BY COUNCILMAN  
 MILLER , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has authorized  
 by resolution dated April 2, 1984, the borrowing of \$59,000.00 for the purchase  
 of certain highway equipment, and

WHEREAS, the Town of Lancaster Superintendent of Highways has  
 indicated by letter to the Town Attorney, dated July 9, 1984, that he desires  
 not to borrow the funds necessary to purchase the equipment, but rather to  
 purchase the equipment from the 1984 Highway Department Machinery Budget, and  
 if necessary, surplus funds of the Highway Department, and

WHEREAS, currently there are insufficient funds available in the  
 Town of Lancaster Highway Department Machinery Budget, and

WHEREAS, there are surplus funds available in the Town Highway  
 Unappropriated Fund Balance Account;

NOW, THEREFORE, BE IT

RESOLVED, that the following amendments to the 1984 Highway Budget  
 be and hereby are effected:

<u>ACCOUNT TITLE</u>	<u>ACCT. NO.</u>	<u>INCREASE</u> <u>AMOUNT</u>
Appropriated Fund Bal.	DB599	\$6,000
Budget Appropriations	DB960	6,000
Machinery-Equipment	DB5130.225	6,000

and

BE IT FURTHER

RESOLVED, that the Bond Resolution dated April 2, 1984, be and hereby  
 is rescinded by the Town Board of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly  
 put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
 COUNCILMAN GIZA VOTED YES  
 COUNCILMAN KWAK VOTED YES  
 COUNCILMAN MILLER VOTED YES  
 SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 6, 1984

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS , the Town Board, on December 5, 1983, accepted the proposal  
of Colecraft Manufacturing, Inc., for the supply and installation of dispatch  
center cabinets for the total sum of \$5,010.00, which figure was in error and  
should have been \$5,040.00;

NOW, THEREFORE, BE IT

RESOLVED, that so much of the resolution adopted December 5, 1983,  
be amended to provide for the sum of \$5,040.00 to be paid for said supply and  
installation of dispatch center cabinets.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

August 6, 1984

THE FOLLOWING RESOLUTION WAS OFFERED  
 BY COUNCILMAN KWAK , WHO MOVED  
 ITS ADOPTION, SECONDED BY COUNCILMAN  
 CZAPLA , TO WIT;

WHEREAS, the Supervisor of the Town of Lancaster, by letter dated August 2, 1984, has requested authorization for Robert H. Giza and John T. Miller, Councilmen, to attend the National Association of Towns and Townships Conference in Washington, D.C., from September 5th through September 7th, 1984,

NOW, THEREFORE, BE IT

RESOLVED, that ROBERT H. GIZA and JOHN T. MILLER, Councilmen of the Town of Lancaster, be and are hereby authorized to attend the National Association of Towns and Townships Conference in Washington, D.C., from September 5th through September 7th, 1984, and

BE IT FURTHER

RESOLVED, that expense reimbursement required for the attendance of Robert H. Giza and John T. Miller be and is hereby authorized in an amount not to exceed \$500.00 each, and

BE IT FURTHER,

RESOLVED, that the following amendments to the 1984 General Fund Budget be and hereby are affected:

<u>ACCOUNT TITLE</u>	<u>ACCT. NO.</u>	<u>INCREASE</u> <u>AMOUNT</u>
Appropriated Fund Bal.	A 599	\$500.00
Budget Appropriations	A 960	\$500.00
Councilman Education Expense	A1010.412	\$500.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
 COUNCILMAN GIZA VOTED YES  
 COUNCILMAN KWAK VOTED YES  
 COUNCILMAN MILLER VOTED YES  
 SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 6, 1984



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, by resolution dated July 16, 1984, the Town Board has authorized the sum of \$5,000.00 and a sum not to exceed \$14,000.00 in Paragraphs 3 and 4 respectively, to be spent at the Lancaster Town Center Complex for the reason stated therein, and

WHEREAS, these appropriations are the result of an emergency situation at the Lancaster Town Center Complex and therefore were not provided for in the 1984 adopted budget of the Town of Lancaster, and

WHEREAS, there are surplus funds available in the General Fund Unappropriated Fund Balance Account,

NOW, THEREFORE, BE IT

RESOLVED, that the following amendments to the 1984 General Fund Budget be and hereby are effected:

<u>ACCOUNT TITLE</u>	<u>ACCT. NO.</u>	<u>INCREASE</u> <u>AMOUNT</u>
Appropriated Fund Balance	A599	\$17,000
Budget Appropriations	A960	\$17,000
Buildings-Contractual Services	A1620.422	\$17,000

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 6, 1984

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN MILLER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Fund	No. 6269 to 6389 Incl.	\$235,787.52
Part Town Fund	No. 981 to 998 Incl.	\$ 93,336.88
Highway Fund	No. 2483 to 2513 Incl.	\$ 64,729.89
Trust & Agency Fund	No. 785 to 798 Incl.	\$ 33,988.43
Federal Revenue Sharing Fund	No. 747 to 747 Incl.	\$ 50,000.00
Capital Fund	No. 711 to 711 Incl.	\$ 190.00
Community Development Fund	No. 1189 to 1190 Incl.	\$ 5,850.44
Comunity Development Fund (Rehab. Escrow Acct.)	No. 145 to 145 Incl.	\$ 600.00

and,

BE IT FURTHER

RESOLVED, that the claim of Lancaster Highway Fund for \$2,437.49  
be and is hereby approved and the Supervisor be and is hereby ordered to  
submit this claim for payment from Community Development Project No. 437311,  
CD 11, S. Lancaster Neighborhood Improvement, and

BE IT FURTHER

RESOLVED, that the claim of Lancaster Highway Fund for \$3,329.56  
be and is hereby approved and the Supervisor be and is hereby ordered to  
submit this claim for payment from Community Development Project No. 438311,  
CD 1, Neighborhood Storm Drainage Improvement, and

BE IT FURTHER

RESOLVED, that the claim of Gordon's Home Center for \$83.39 be and  
hereby approved and the Supervisor be and is hereby ordered to submit this  
claim for payment from Community Project No. 438313, Sr. Citizens Center,  
and,

BE IT FURTHER

RESOLVED, that the claim of applicant and Sitarek Construction for \$600.00, Rehab Grant No. 643, Project No. 438312, Town of Lancaster, has been approved by the Community Development Program, and the Supervisor be is hereby ordered to submit this claim for payment from the Community Development Rehabilitation Escrow Account.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

July 2, 1984

THE FOLLOWING RESOLUTION WAS OFFERED,  
 BY COUNCILMAN CZAPLA , WHO MOVED  
 ITS ADOPTION, SECONDED BY COUNCILMAN  
 MILLER , TO WIT;

RESOLVED, that the following Building Permit Applications be and are  
 hereby approved and the Issuance of Building Permits be and are hereby  
 authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
173	M/M Ronald A. Widman	251 Warner Rd.	ER. POOL
174	Leising Bros. Corp.	5255 Genesee St.	ER. LOADING DOCK AREA
175	Josela Enter.	3913 Bowen Rd.	ER. CONDO
176	Mr. Zwolak	63 Westwood Rd.	ER. SHED, FENCE
177	E.H. Banck Const. Co.	101 Maple Dr.	EXT. FR. SIN. DWLG
178	Trinton Real Est.	19 Steinfeldt Rd.	MOVE SIN. DWLG, PVT. GARAGE
179	Nat'l Advertising	Walden Ave.	ER. SIGN
180	Nat'l Advertising	Walden Ave.	ER. SIGN
181	Marrano/Marc Equity	179 Pleasant View Dr.	ER. FR. BRK. VEN. SIN. DWLG. PVT. GAR.
182	Apple Rubber Prod.	310 Erie St.	EXT. OFF. BLDG.
183	Richard Yates	209 Warner Rd.	ER. FR. SHED
184	Michael St George	71 Westwood Rd.	EXT. FR. SIN. DWLG.
185	Charles Keys	6281 Broadway	EXT. FR. SIN. DWLG.
186	Samuel Queeno	53 Stutzman Rd.	EXT. FR. SIN. DWLG.
187	M/M LaSpisa	50 Maple Rd.	ER. FR. SHED
188	M/M Harold Hess	5610 Genesee St.	EXT. FR. SIN. DWLG.
189	M/M Kuropatwinski	44 Parkdale Dr.	ER. FENCE
190	M/M Craig Gaiser	106 Westwood Rd.	ER. FR. PVT. GARAGE
191	Marrano/Marc Equity	31 Heritage Dr.	ER. FR. SIN. DWLG. PVT. GARAGE
192	Harold Kingswell	3841 Walden Ave.	ER. FR. SHED
193	Josela Enterprises	2 Old Post Rd.	ER. FR. SIN. DWLG. PVT. GARAGE
194	Elizabeth Mancuso	18 Maple Dr.	EXT. FR. SIN. DWLG.
195	M/M Patrick Leary	3 Robinwood Ct.	ER. SWIMMING POOL & FENCE

and,

BE IT FURTHER

RESOLVED, that Building Permit No. 175 Issued to Josela Enterprises for construction of a condominium on Bowen Road be and is hereby approved subject to the following conditions:

1. A Certificate of Occupancy will not be issued from the Building Inspector until the permittee has obtained approval from the Attorney General of the State of New York of the Condominiums at Bell Tower Village.
2. That in the event that the permittee does not obtain approval from the Attorney General for a Condominium Complex at Bell Tower Village, the permittee will demolish this building and return the site to its original condition.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 6, 1984

Councilman Giza requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
MILLER , TO WIT:

WHEREAS, the Lighting Committee of the Town Board of the Town of Lancaster has requested, and the New York State Electric and Gas Corporation has submitted a proposal, dated July 26, 1984, for improvement of street lighting on Erie Street, within Consolidated Lighting District No. 1 of the Town of Lancaster, and

WHEREAS, the said Lighting Committee, after investigation, review and consideration has recommended the said installation,

NOW, THEREFORE, BE IT

RESOLVED, that the New York State Electric & Gas Corporation be and is hereby authorized to make the following installation:

ERIE STREET

Install 1 - 3200 lumen MV lamp @ \$67.09 ea.  
(P-53-1, L-512)

TOTAL ANNUAL INCREASE \$67.09

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES  
COUNCILMAN GIZA VOTED YES  
COUNCILMAN KWAK VOTED YES  
COUNCILMAN MILLER VOTED YES  
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 6, 1984

STATUS REPORT ON UNFINISHED BUSINESS;

1. Dumping Permit - Philip Antonicelli  
On November 7, 1983, the Town Board requested the Planning Board to retain this item on their agenda for further input from the petitioner.
2. Dumping Permit - Lancaster Rural Cemetery Association  
On November 21, 1983, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
3. Parking Study - Squirrel Run  
On February 29, 1984, the Police and Safety Committee requested this item be added to the agenda for six month monitoring.
4. Public Improvement Permit Authorization - Countryview East Subdivision, Phase I (Marrano)  
The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1984.
5. Public Improvement Permit Authorization - Heritage Hills Subdivision  
The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.
6. Public Improvement Permit Authorization - Lancaster Industrial Commerce Center  
The Town Board authorized issuance of P.I.P.No. 77 (water main) and No. 78 (retention basin) on June 6, 1983.
7. Public Improvement Permit Authorization - Woodview Estates Subdivision  
The Town Board authorized issuance of P.I.P. No. 57 (sidewalks) and No. 58 (street lighting) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
8. Rezone Petition - Lura Ballagh  
On August 6, 1984, the Town Board set a Public Hearing on this matter for August 20, 1984.
9. Road Acceptance - Pasquale Drive  
On November 21, 1983, Councilman Kwak requested a meeting to be held on December 5, 1983, at 6:45 p.m., to discuss and finalize this matter.
10. Special Use Permit - Lura Ballagh  
On August 6, 1984, the Town Board set a Public Hearing on this matter for August 20, 1984.
11. Traffic Study - Reconstruction, Genesee Street and Ransom Road  
A pre-construction conference on this matter has been scheduled for June 11, 1984 at 7:30 p.m. in the Court Room at the Town Center.
12. Traffic Study - Signal, Bowen Road and Broadway  
On February 28, 1984, the NYSDOT issued an order for the

13. Traffic Study - Signal, Bowen Road and William Street  
On June 19, 1984, this matter was referred to the Police Chief for investigation and recommendation.
14. Traffic Study - Speed Reduction, Pavement Road  
On February 6, 1984, this matter was referred to the Police Chief for investigation and recommendation.
15. Traffic Study - Speed Reduction, Ransom Rd. from Walden to Clarence Line  
On November 7, 1983, this matter was referred to the Police Chief for investigation and recommendation.
16. Traffic Study - Speed Reduction, Re-Study Request, Como Park Blvd.  
On July 2, 1984, the Town Board requested a re-study from NYSDOT.
17. Traffic Study - Speed Reduction, Steinfeldt Road  
On July 10, 1984, the NYSDOT acknowledged receipt of the Town Boards request and indicated that a study will be completed as their caseload permits.

PERSONS ADDRESSING TOWN BOARD:

Mr. Stanley Derejko, 3498 Bowen Road, and other residents of the Bowen Road, William Street, Brunck Road area, complained to the Town Board about the inferior restoration job being performed by the contractor of Erie County Sewer District No. 4, Contract No. 14-L.

The Supervisor urged all those present to photograph the present inferior restoration work and to send to him a letter documenting the deficiencies as observed. He, in turn, will bring this matter before the Board of Managers of Erie County Sewer District No. 4 and attempt to withhold payment to the contractor until the restoration work is performed in a satisfactory manner.

Joann Switalski, 30 Partridge Walk, Patricia Roll, 32 Partridge Walk, Regina Fedele, 27 Partridge Walk, and Laurie White, 31 Partridge Walk complained to the Town Board about the lack of turn-around area where Partridge Walk deadends in front of their homes.

School buses will not enter the street because of the lack of the turn-around area and residents must walk their children to Old Post Road to be picked up.

Delivery vans and garbage trucks back out of the street endangering the safety of the children because of the lack of a turn-around area.

The Supervisor requested Councilman Kwak, of the Highway Committee, and Councilman Czapla, of the Police and Safety Committee, to investigate this matter to see if anything can be done to alleviate this situation.



PERSONS ADDRESSING THE TOWN BOARD CONT'D:

Salvatore Culmo Jr., 5637 Genesee Street, complained to the Town Board about his neighbor, Nicholas Mueller, who allegedly is establishing a business in a residential area.

The Deputy Town Attorney was directed to prepare and forward to the Town Board members a memorandum on the permitted uses of the present Zoning Ordinance as they apply to the operations of Mr. Mueller.

Diane Rozek, 375 Westwood Road, and Sophie King, 332 Westwood Road, and other residents of the 300 block on Westwood Road, complained of the deplorable and unhealthy condition that exists on the site of the abandoned Gatoni property at 342 Westwood Road.

The Supervisor said that he would contact the Rodent Control Division of the Erie County Health Department and ask their immediate cooperation in exterminating the rats on the premises. The Supervisor will also request the Building Inspector to inspect the property and if it is structurally deficient, to initiate proceedings for property demolition.

The Police Chief reported that an arrest warrant is presently being served upon the administrator of the Gatoni estate because of the administrator's failure to appear in court as summoned for various violations of Town ordinances.

COMMUNICATIONS:DISPOSITION

478. Town Clerk to Kathleen Domanski - Transmittal of resolution granting variance petition.	R & F
479. Town Clerk to P. Kauffman and M. Peterson - Transmittal of resolution granting a Temporary Revocable Special Permit.	R & F
480. Town Clerk to M/M Norman Bastian - Transmittal of resolution approving a Temporary Revocable Permit.	R & F
481. Town Line V.F.D. to Town Clerk - Recommendation of new member to active roster.	R & F
482. Police Chief to Town Board - Comments and suggestions regarding weight limits on Steinfeldt Rd.	TOWN ATTORNEY
483. Town Clerk to Town Board - <u>Article XIII</u> - truck exclusions from various highways within Township.	PUBLIC SAFETY COMM. HIGHWAY COMM.
484. Property Manager to Town Board - Report of Fixed Assets Inventory as of 6/30/84.	R & F
485. Town Engineers to Supervisor - Transmittal of minutes of preconstruction meeting held 6/25/84 regarding sewer projects.	R & F
486. Town Clerk to Town Board - Resume of actions taken in regards to Town Board meeting held 7/16/84.	R & F
487. State Comptroller to Supervisor - Proposals concerning purchasing of securities subject to repurchase agreements.	R & F
488. Niagara Frontier Utility Contractors Newsletter to Supervisor - Entitled "State Earmarks 5% of Total Federal Aid for 9 Western New York Projects."	R & F
489. Supervisor to County Dept. of Public Works - Request investigation into flooding of Aurora Street.	R & F
490. County Dept. of Environment and Planning to Supervisor - Transmittal of minutes from CD Steering Committee meeting held 7/17/84.	R & F
491. Wm. L. Holcomb to Supervisor - Confirmation of proposal for consultant services.	TOWN ATTORNEY FOR INVESTIGATION OF 3 YEAR CONTRACT
492. Supervisor to Dept. Heads - Report claiming no injuries on jobs during period 4/1/84 - 7/1/84.	R & F
493. Town Attorney to Chairman, LVAC - Request tabulation, report & recommendation on emergency vehicle so that Board can award bid on 8/20/84.	R & F
494. Supervisor to ISO Commercial Risk Services and N.Y.S. Insurance Department - Fire Tax Distribution to Bowmansville Vol. Fire Dept., Inc.	R & F

COMMUNICATIONS CONT'D.:DISPOSITION

495. Ex. Dir. Youth Bureau to Supervisor - Invitation to Lancaster Youth Bureau's Summer Theater Workshop on 7/27-28/84.	<u>R &amp; F</u>
496. Erie Co. Water Authority to Supervisor - Minutes of meeting held 7/12/84 regarding renewal of Lease Management Agreements.	<u>R &amp; F</u>
497. Supervisor to Highway Superintendent - Request for properly posted weight limitations on Town roads.	<u>HIGHWAY COMMITTEE</u>
498. Supervisor to Dept. of Environ. and Planning - Drainage problem on Bowen Road.	<u>R &amp; F</u>
499. Commissioner of Personnel to Supervisor - Jurisdictional Classification for position of Dir. of Administration and Finance.	<u>R &amp; F</u>
500. Commissioner of Personnel to Supervisor - Jurisdictional Classification for position of Tutor (PT).	<u>R &amp; F</u>
501. Marrano/Marc Equity Corp. to Town Clerk - Town Board acceptance and dedication of Subdivision Retention Basins - Countryview East PIP #74 Heritage Hills PIP #65.	<u>TOWN CLERK FOR REPLY</u>
502. Supervisor to Urban Co. Community Development Consortium - Report on Business Development Fund adminis- tered through Buffalo & Erie Co. Industrial Land Development Corporation.	<u>R &amp; F</u>
503. Highway Supt. to Supervisor - Hourly rate for summer help.	<u>R &amp; F</u>
504. John Miller to Northeastern Solid Waste Management Board - Minutes-Special Meeting of 6/27/84-Proposed Alden Waste To Energy Project.	<u>R &amp; F</u>
505. Dog Control Officer to Town Board - Recommendation of Timothy Berst as Dog Enumerator.	<u>R &amp; F</u>
506. Town Attorney to Bella Vista Development Corp.- List of requirements necessary for the acceptance of Pasquale Drive.	<u>R &amp; F</u>
507. Erie Co. Sewer Dist. Manager to Supervisor - Erie Co. Sewer Dist. No. 4 - Contract LT-3.	<u>ENGINEER FOR COMMENT</u>
508. Supervisor to Town Board - Newspaper clipping regarding Waste to Energy Plant in Alden.	<u>R &amp; F</u>
509. Supervisor to Fox & Company - Request assistance necessary to bring Highway Office up to date.	<u>R &amp; F</u>
510. William L. Holcomb to President, PBA - Preparation to initiate contract negotiations for Town of Lancaster Police Department.	<u>R &amp; F</u>
511. Town Clerk to Town Board - Personnel Rules for employees in the service of the Town of Lancaster.	<u>TOWN CLERK FOR RESOLUTION 8/20/84</u>

COMMUNICATIONS CONT'D.:DISPOSITION

512. Dog Control Officer to Town Board - Report for month of July, 1984.	R & F
513. Chairman, Planning Board to Town Board - Recommended approval of Lura Ballagh's Special Use Permit.	R & F
514. Dept. of Environ. & Planning to Supervisor - Designation of Lead Agency.	R & F
515. Supervisor to Mrs. Edward Walczak - Regarding work done on Katherine Street.	R & F
516. Ex. Dir. Youth Bureau to Supervisor - Recommendation that Elizabeth Martino replace Kathryn Daddario as a tutor.	R & F
517. Supervisor to Town Board - Investments for months of June & July.	R & F
518. Supervisor to Town Board - Request authorization for Mr. Giza and Mr. Miller to attend conference in Washington.	R & F
519. Supervisor to Dept. of Environment & Planning - Complaints regarding restoration on ECSD #4 Contract 14-L.	R & F
520. Fox & Co. to Supervisor - Assistance in office of Hwy. Supt.	HIGHWAY COMMITTEE BUDGET COMMITTEE
521. Dept. of Environment & Planning to Supervisor - Disaster plans for Town of Lancaster.	SUPERVISOR
522. Supervisor to Department of Finance - Erie County Revaluation Consortium.	R & F
523. Supervisor to Ex. Secretary, Assoc. of Towns - New York State Municipal Council.	R & F

The Supervisor requested a suspension of the necessary rule for  
immediate consideration of the following communications -

## SUSPENSION GRANTED.

524. Advanced Thermal Systems, Inc. to Supervisor - Petition to restrict parking on both sides of Enterprise Drive.	POLICE COMMITTEE PUBLIC SAFETY COMM.
525. N.Y.S. Employees Retirement System to Supervisor - Elimination of mandatory retirement.	TOWN ATTORNEY
526. Dept. of Environment & Planning to Supervisor - Recommendation for a 1985-87 Community Development Program.	TOWN ATTORNEY FOR RESOLUTION 8/20/84

ADJOURNMENT:

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN  
BOARD AND CARRIED, the meeting was adjourned at 11:05 P.M. out of respect to:

EDWARD COLLING

✓ ALMA HESS -

✓ SOPHIA OESTREICH

MARY ZACH

Signed Robert P. Thill  
Robert P. Thill, Town Clerk